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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

AVINASH KUMAR,

Defendant.

Case No. 2:19-mj-192-VCF

**Stipulation to Continue Bench Trial
(Second Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A. Trutanich, United States Attorney, and Rachel Kent, Assistant United States Attorney, counsel for the United States of America, and Robert O'Brien, Assistant Federal Public Defender, counsel for the defendant, that the bench trial in the above-captioned matter, currently scheduled for October 23, 2019 at the hour of 9:00 a.m., be vacated and continued for sixty (60) days or to date and time convenient to the Court.

This stipulation is entered into for the following reasons:

1. The Ranger assigned to this case will not be available due to a mandatory training he must attend.
2. Defendant is out of custody and agrees to the continuance.

3. Denial of this request for a trial continuance would prejudice both the Defendants and the Government and unnecessarily consume this Court's valuable resources, taking into account the exercise of due diligence.

4. Additionally, denial of this request for continuance could result in a miscarriage of justice.

5. This is the second request for continuance of the trial in this case.

DATED this 15th day of October, 2019.

Respectfully submitted,

NICHOLAS A. TRUTANICH
United States Attorney

/s/ Robert O'Brien

/s/ Rachel Kent

ROBERT O'BRIEN, AFPD
Counsel for defendant
Attorney
AVINASH KUMAR

RACHEL KENT
Special Assistant United States

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3
4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.

7 AVINASH KUMAR,


8 Defendant.
9

Case No. 2:19-mj-192-VCF

Order Continuing Bench Trial

10 Based on the pending stipulation of counsel, and good cause appearing therefore,
11 IT IS HEREBY ORDERED that the bench trial in the above-captioned matter
12 currently scheduled for October 23, 2019, at the hour of 9:00 a.m. be vacated and continued
13 to February 5, 2020
14 to _____, ~~2019~~, at the hour of 9:00 a.m.

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16 DATED this 16th
17 day of October, 2019

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22 UNITED STATES MAGISTRATE JUDGE
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